

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Irrigation & CAD Department – Allegation of corruption against Sri N.Venkateswara Rao, Executive Engineer (Retd.), formerly worked at Irrigation Department, Pulivendula Branch Canal Division, Pulivendula, Kadapa District - Departmental Proceedings initiated – Charge held proved – Impose the punishment of 3% cut in pension for a period of five (5) years against the charged officer Sri N.Venkateswara Rao, Executive Engineer (Retd.) - Orders – Issued.

IRRIGATION & C.A.D. (IW:SERVICES-VI(1) DEPARTMENT

G.O.Ms.No. 137 .

Dated 12-09-2011.
Read the following:-

1. From the Director General, Anti-Corruption Bureau, Hyderabad, Letter C.No.237/RCT-TCD/2003, dated 05-11-2003.
2. G.O.Rt.No.1345, Irrigation & CAD (IW:Services-VI(1) Department, dated 22-11-2003.
3. G.O.Rt.No.1034, Irrigation & CAD (IW:Services-VI(1) Department, dated 07-07-2005.
4. G.O.Ms.No.37, Irrigation & CAD (IW:Services-VI(1) Department, dated 28-02-2009.
5. G.O.Rt.No.338, Irrigation & CAD (IW:Services-VI(1) Department, dated 28-02-2009.
6. Written Statement of Self Defence received from Sri N.Venkateswara Rao, Executive Engineer (Retd.) dated 16-03-2009.
7. G.O.Rt.No.1654, Irrigation & CAD (IW:Services-VI(1) Department, dated 24-10-2009.
8. Inquiry Report received from the Engineer-in-Chief & Inquiring Authority, Telugu Ganga Project, Srikalahasthi, Letter No.ENC/TGP/SKHT/CC/ 1654/2009, dated 24-06-2010.
9. Govt. Memo.No.18855/Ser.VI(1)/2003-25, dated 20-07-2010 of Irrigation & CAD (Ser.VI(1) Department.
10. Representation received from Sri N.Venkateswara Rao, Executive Engineer (Retd.) dated 04-09-2010.
11. Govt. Memo.No.18855Ser.VI(1)/2003-27, dated 02-06-2011 of Irrigation & CAD (Ser.VI(1) Department.
12. Representation received from Sri N.Venkateswara Rao, Executive Engineer (Retd.) dated 04-07-2011.
13. Govt. Letter No.18855/Ser.VI(1)/2003-28, dated 14-07-2011.
14. From the Secretary, A.P.Public Service Commission, Hyderabad, Letter No.1032/RT-I/3/2011, dated 19-08-2011.

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ORDER:

In reference 1st read above, the Director General, Anti-Corruption Bureau, Hyderabad in his Preliminary Report has stated that a Trap Case was registered by the Anti-Corruption Bureau authorities against Sri N.Venkateswara Rao, Executive Engineer, Pulivendula Branch Canal Division, Pulivendula, Kadapa District, as he demanded and accepted the bribe amount from the complainant.

2. In reference 2nd read above, the accused officer Sri N.Venkateswara Rao, Executive Engineer, Pulivendula Branch Canal Division, Pulivendula, Kadapa District was placed under suspension in public interest immediately, until the conclusion of the disciplinary proceedings/ termination of all proceedings relating to the original charge.

(P.T.O.)

3. In reference 3rd read above, orders were issued reinstating the accused officer Sri N.Venkateswara Rao, Executive Engineer into service, without prejudice to the disciplinary proceedings pending against him.
4. In reference 4th read above, Government have accorded sanction to initiate departmental proceedings against Sri N.Venkateswara Rao, Executive Engineer (Retd.) under Rule 9 of A.P.Revised Pension Rules, 1980.
5. In reference 5th read above, departmental action was initiated against the accused officer Sri N.Venkateswara Rao, Executive Engineer (Retd.) and Articles of Charges were issued against him for violation of Conduct Rules.
6. In reference 6th read above, the accused officer Sri N.Venkateswara Rao, Executive Engineer (Retd.) in his written statement of self defence has stated among other things and requested to drop further action against him.
7. In reference 7th read above, orders were issued appointing Sri B.V.S.Prakasa Rao, Engineer-in-Chief, Telugu Ganga Project, Srikalahasthi as Inquiring Authority to conduct departmental inquiry into the charges framed against Sri N.Venkateswara Rao, Executive Engineer (Retd.).
8. In reference 8th read above, the Engineer-in-Chief & Inquiring Authority, Telugu Ganga Project, Srikalahasthi in his Inquiry Report dated 24-06-2010 held that the charged officer has violated the provisions of A.P. Civil Services (Conduct) Rules, 1964. However, the charged officer has given hand loans to his colleagues for medical purposes for paying school fees and for travelling purposes of the employee with the amounts mentioned in the diary.
9. In reference 9th read above, while enclosing a copy of the Inquiry Report of the Inquiring Authority, the charged officer Sri N.Venkateswara Rao, Executive Engineer (Retd.) formerly worked at Irrigation Department, Pulivendula Branch Canal Division, Pulivendula, Kadapa District, was directed to submit his representation if any, why a major penalty should not be imposed against him within 15 days for taking necessary action.
10. In reference 10th read above, the charged officer Sri N.Venkateswara Rao, Executive Engineer (Retd.) in his representation dated 04-09-2010 has stated among other things and requested to drop further action in the matter.
11. After careful examination of the representation of the charged officer Sri N.Venkateswara Rao, Executive Engineer (Retd.), Government have noticed that Office colleagues do not fall under the category of relatives and personal friends. Therefore, the contention of the accused officer that his case falls within the ambit of the exception provided under Rule 8(1) of A.P.C.S. (Conduct) Rules, 1964, does not hold good. Rather, his case clearly falls under the purview of Rule 8(1) (a), whereby he is explicitly prohibited to lend / borrow / deposit money with any body he is likely to have official dealing with. Therefore, Government have taken a provisional decision to impose a penalty of 3% cut in pension for five (5) years against the said charged officer and in reference 11th read above, while indicating the said penalty, the charged officer Sri N.Venkateswara Rao, Executive Engineer (Retd.) was directed to submit his representation if any, within (15) days for taking necessary action.

Contnd...3.

12. In reference 12th read above, the charged officer Sri N.Venkateswara Rao, Executive Engineer (Retd.) in his representation dated 04-07-2011 has informed that he has already submitted his explanation to the Government on 04-09-2010 and requested to drop further action and release all of his pensionary benefits without imposing 3% cut in pension for five (5) years.

13. After careful examination of the representation of the charged officer Sri N.Venkateswara Rao, Executive Engineer (Retd.), Government have observed that there are no new grounds were made out by the charged officer Sri N.Venkateswara Rao, Executive Engineer (Retd.). Therefore, Government have decided to confirm the provisional decision of the department to impose a major penalty of 3% cut in pension for five (5) years against the charged officer Sri N.Venkateswara Rao, Executive Engineer (Retd.) and in reference 13th read above, the Principal Secretary, A.P.Public Service Commission, Hyderabad was requested to obtain the concurrence of the Commission on the proposed major penalty i.e., 3% cut in pension for five (5) years against the charged officer Sri N.Venkateswara Rao, Executive Engineer (Retd.), formerly worked at Irrigation Department, Pulivendula Branch Canal Division, Pulivendula, Kadapa District.

14. In reference 14th read above, the Secretary, A.P.Public Service Commission, Hyderabad has agreed with the proposal of the Government i.e., to impose a major penalty of 3% cut in pension for a period of five (5) years against the charged officer Sri N.Venkateswara Rao, Executive Engineer (Retd.), formerly worked at Irrigation Department, Pulivendula Branch Canal Division, Pulivendula, Kadapa District.

15. Government have examined the entire matter carefully and decided to impose a major penalty of 3% cut in pension for a period of five (5) years against the charged officer Sri N.Venkateswara Rao, Executive Engineer (Retd.), formerly worked at Irrigation Department, Pulivendula Branch Canal Division, Pulivendula, Kadapa District. Accordingly, it is hereby order to impose a major penalty of 3% cut in pension for a period of five (5) years against the charged officer Sri N.Venkateswara Rao, Executive Engineer (Retd.), formerly worked at Irrigation Department, Pulivendula Branch Canal Division, Pulivendula, Kadapa District.

16. A copy of the reference 14th read above is enclosed.

17. The receipt of the G.O., may please be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SHAIENDRA KUMAR JOSHI
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri N.Venkateswara Rao, Executive Engineer (Retd.), formerly worked at Irrigation Department, Pulivendula Branch Canal Division, Pulivendula, Kadapa District thro' the Engineer-in-Chief (AW), Irrigation & CAD Dept., Hyderabad. (w.e.).

The Engineer-in-Chief (AW), Irrigation & CAD Dept., Hyderabad.

Copy to:

The Accountant General (A&E), Andhra Pradesh, Hyderabad.

The Secretary, A.P.Public Service Commission, Hyderabad.

The Director General, Anti-Corruption Bureau, Hyderabad.

The Secretary to Vigilance Commission,

A.P.Vigilance Commission, Hyderabad.

SF/SCs.

//FORWARDED::BY ORDER//

SECTION OFFICER